

AF/GA/1211
F#11

In re Patent Application of

Reid W. von Borstel, et al

Serial No. 08/463,740

Filed: June 5, 1995

Title: PYRIMIDINE NUCLEOTIDE PRECURSORS
FOR TREATMENT OF SYSTEMIC
INFLAMMATION AND INFLAMMATORY
HEPATITIS



**RESPONSE UNDER RULE 116
EXPEDITED HANDLING PROCEDURES**

Atty Dkt. 1331-143
C#/M#

Group Art Unit: 1211

Examiner: Kunz

Date: January 8, 1998

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

Total effective claims after amendment	0	minus highest number		
previously paid for	(at least 20) =	0	x \$	22.00
				\$ 0.00
Independent claims after amendment	0	minus highest number		
previously paid for	0 (at least 3) =	0	x \$	82.00
				\$ 0.00
If proper multiple dependent claims now added for first time, add \$270 (ignore improper)				\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110 /1 month; \$400 /2 months; \$950 /3 months; \$1,510 /4 months)				\$ 1,510.00
Terminal disclaimer enclosed, add \$110				\$ 0.00
<input type="checkbox"/> Please enter the previously unentered		filed		
First submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$790)				\$ 790.00
Second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$790)				\$ 0.00
			SUBTOTAL	\$ 2,300.00
If "small entity," then enter half (1/2) of subtotal and subtract				-\$ 1,150.00
<input type="checkbox"/> Statement filed herewith				
Rule 56 Information Disclosure Statement Filing Fee (\$240)				\$ 0.00
Assignment Recording Fee (\$40.00)				\$ 0.00
			TOTAL FEE ENCLOSED	\$ 1,150.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYTE P.C.
By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: 

01/12/1998 PALLER 00000151 08/463,740
01 FC:218
02 FC:246

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#12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Reid W. von Borstel, et al

Serial No. 08/463,740 ✓

Filed: June 5, 1995



Atty. Ref.: 1331-143

Group: 1211

Examiner: G. Kunz

For: PYRIMIDINE NUCLEOTIDE
PRECURSORS FOR TREATMENT OF
SYSTEMIC INFLAMMATION AND
INFLAMMATORY HEPATITIS

January 7, 1998

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

RESPONSE

Sir:

This is responsive to the Official Action dated January 8, 1997, for which
a Notice of Appeal and three month extension were filed on July 8, 1997.

Withdrawal of the finality and entry of the present response under 37 CFR
1.129(a) is respectfully requested. The requisite fees are attached.

REMARKS

Reconsideration of this application is requested. Claims 41 and 58-67 are in
the case.

I. THE 35 USC 112, SECOND PARAGRAPH, REJECTION

It is noted, with appreciation, that the formal rejection of claim 65 has